

**SUBSTITUTE
REISSUE APPLICATION DECLARATION BY THE INVENTOR**

Docket Number (Optional)

MTS-520US1

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number 5,761,301, granted June 2, 1998, and for which a reissue patent is sought on the invention entitled MARK FORMING APPARATUS, METHOD OF FORMING LASER

MARK ON OPTICAL DISK, REPRODUCING APPARATUS, OPTICAL DISK AND METHOD OF PRODUCING OPTICAL DISK, the specification of which

☐ is attached hereto.

☒ was filed on June 2, 2000 as reissue application number 09 / 588,364 and was amended on _____ (If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of other errors.

At least one error upon which reissue is based is described as follows:

See Attachment:

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Burden Hour Statement: This form is estimated to take 0.5 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)				Docket Number (Optional) MTS-520US1	
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.					
Name(s)		Registration Number			
<u>Allan Ratner</u>		<u>19,717</u>			
<u>Jacques L. Etkowicz</u>		<u>41,738</u>			
Correspondence Address: Direct all communications about the application to:					
<input type="checkbox"/> Customer Number				Place Customer Number Bar Code Label here	
OR		Type Customer Number here			
<input checked="" type="checkbox"/> Firm or Individual Name <u>Ratner & Prestia</u>					
Address		<u>P.O. Box 980</u>			
Address					
City		<u>Valley Forge</u>		State	<u>PA</u>
Country				ZIP	<u>19482</u>
Telephone		<u>610-407-0700</u>		Fax	<u>610-407-0701</u>
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.					
Full name of sole or first inventor (given name, family name) <u>Mitsuaki Oshima</u>					
Inventor's signature <u>Mitsuaki Oshima</u>					
Residence <u>Kyoto, Japan</u>				Date <u>October 1, 2001</u>	
Post Office Address <u>115-3, Minamitatsumi-cho, Katsura, Nishikyo-ku, Kyoto-shi, Kyoto 615, Japan</u>				Citizenship <u>Japanese</u>	
Full name of second joint inventor (given name, family name) <u>Yoshiho Gotoh</u>					
Inventor's signature <u>Yoshiho Gotoh</u>				Date <u>October 1, 2001</u>	
Residence <u>Osaka, Japan</u>				Citizenship <u>Japanese</u>	
Post Office Address <u>Room 201, 9-17, Higashinkahama 4-chome, Jyoto-ku, Osaka-shi, Osaka 536, Japan</u>					
Full name of third joint inventor (given name, family name)					
Inventor's signature				Date	
Residence				Citizenship	
Post Office Address					
<input type="checkbox"/> Additional joint inventors are named on separately numbered sheets attached hereto.					

Attachment to PTO/SB/51 (12-97) Reissue Application Declaration by the Inventor

At least one error upon which reissue is based is described as follows:

During the prosecution of the application that issued as the above patent, the inventors did not recognize that the features disclosed in the patent at col. 12, lines 30-46 were appropriate to claim. As such, the inventors did not claim all that they had a right to claim. This error was made without deceptive intent. More specifically, the inventors did not claim the feature of the reflective layer being trimmed by a laser to form a barcode-like trimming pattern.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which the priority date is claimed:

Prior Foreign Application(s)

(Number)	(Country)	(Day/Month/Year Filed)
6-283415	Japan	17/November/1994
7-016153	Japan	02/February/1995
7-261247	Japan	09/October/199

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: M. Oshima et al.

: Art Unit: 2132

Serial No.: 09/588,364

: Examiner: S. Kabakoff

Filed: June 2, 2000

FOR: MARK FORMING APPARATUS,
METHOD OF FORMING LASER MARK ON
OPTICAL DISK, REPRODUCING
APPARATUS, OPTICAL DISK AND
METHOD OF PRODUCING OPTICAL DISK

CERTIFICATE UNDER 37 CFR 3.73 (b)

Assistant Commissioner for Patents

Washington, D.C. 20231

S I R :

Matsushita Electric Industrial Co., Ltd., a Japanese Corporation certifies that it is the assignee of the entire right, title and interest in U.S. Patent No. 5,761,301, which issued from application number 08/560,015, filed on November 17, 1995 by virtue of an assignment from the inventors. The assignment was recorded in the Patent and Trademark Office at Reel 7884, Frame 0122, for which a copy thereof is attached.

The undersigned has reviewed all the documents in the chain of title from patent application 08/560,015 to U. S. Patent No. 5,761,301 and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date : October 1, 2001

Name : H. Kitagawa
Hidemasa Kitagawa
General Manager IP Development Center

Title : Authorized Signing Officer

Signature : _____